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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/784,037	02/20/2004	Kinya Ozawa	9319S-406DVA	1669

27572 7590 11/01/2007

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EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 11/01/2007

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10784037	2/20/2004	OZAWA ET AL.	9319S-406DVA

EXAMINER

Timothy L. Rude

ART UNIT	PAPER
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2871

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DATE MAILED:

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Commissioner for Patents

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after allowance or after an Office action under Ex Parte Quayle, 25 USPQ 74, 453 O.G. 213 (Comm'r Pat. 1935). Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, prosecution in this application has been reopened pursuant to 37 CFR 1.114.

Applicant's amendment filed on 09 August 2007 presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because the newly added limitations "... thickness adjusting layer having an edge at a section thereof nearest to a substrate over which the thickness layer is formed ..." results in a species contrary to that previously examined. Furthermore, the prior limitation "... having an edge substantially proximate to the transmissive display region ..." is deleted, resulting in a failure to distinctly point out and claim the location of said edge. Examiner considers the location to be unlimited. The Office generally does not allow shift of species. The amendment filed 09 August 2007 is NOT entered. All claims remain unchanged.

Please note, Applicant elected Species D, drawn to embodiment 4 as illustrated in Figures 6A and 6B, in the response filed 13 October 2004. The elected species has an edge substantially proximate to the transmissive display region that is substantially coincident (Applicant's overlapped) with the inner edge of the light-reflecting layer.

Please also note, the limitations "... thickness adjusting layer having an edge at a section thereof nearest to a substrate over which the thickness layer is formed ..." may reasonably be considered to limit to an edge having a section of said edge nearest to a substrate. These limitations clearly deviate from the previously examined species, but are unclear as to exactly what is being claimed. Examiner considers many transfective LCDs read on the claimed species because the insulating layers over the signal lines result in a reduced LC layer thickness, and they are often overlapped by the light-reflecting layer.

Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

tlr

*Timothy L. Rude*  
24 OCT 07